



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

JACOB K. JAVITS FEDERAL BUILDING

NEW YORK, NEW YORK 10278-0012

FEB 22 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Jerry Greenberg
Vice President
Central Steel Drum Company
704 Doremus Avenue
Newark, New Jersey 07105

Re: Central Steel Drum Company
NJ0011482577

Dear Mr. Greenberg:

The purpose of this letter is to notify you that the Central Steel Drum Company (CSD) has not conformed to the requirements of the U.S. Environmental Protection Agency's (EPA) December 27, 1993, Request for Information pursuant to Section 3007 of the Resource Conservation and Recovery Act, 42 U.S.C. § 6927. This request required that the information be submitted no later than ten (10) business days from receipt of the December 27, 1993, Request for Information. Additionally, CSD did not follow the procedure which stated that requests for additional time must be made within five (5) days of receipt of the Request for Information. Such non-compliance with the terms of a Section 3007 Request for Information is a violation of RCRA and subjects CSD to Section 3008(a) enforcement authority.

As per your conversation with Mr. James Sullivan, of my staff, it is my understanding that the EPA will receive the CSD's response by March 4, 1994.

Should you have any questions regarding this matter, please direct them to Mr. James Sullivan, of my staff, at (212) 264-6150.

Sincerely,


Joel Columbek, Chief
NJ/Caribbean Hazardous Waste Compliance Section

bcc: J. Clore, (20PM-ISB)
C. McCulloch (20RC-AWTS)



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DEC 27 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Neil Fischer
Secretary/Treasurer
Central Steel Drum Company
704 Doremus Avenue
Newark, New Jersey 07105

Re: Central Steel Drum Company
NJD011482577

Dear Mr. Fischer:

The U.S. Environmental Protection Agency (EPA) is charged with the protection of human health and the environment under the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §§ 6901 et seq.

Pursuant to the provisions of Section 3007 of RCRA, 42 U.S.C. § 6927, EPA may require parties who handle or have handled hazardous waste to provide information relating to such wastes. Pursuant to the statutory provisions cited above, EPA hereby requires that you provide the information requested in Attachment I to this letter using the instructions and definitions included in Attachment II. This information request has been issued to obtain information related to the management and handling of hazardous waste at Central Steel Drum Company facility in Newark, New Jersey (NJD011482577). This information is necessary to determine the compliance status of the Central Steel Drum Company.

Please provide the information requested no later than ten (10) business days from receipt of this letter. Requests for additional time must be justified. Requests for additional time must be made within five (5) days of receipt of this letter. The response must be signed by a responsible official or agent of your company.

The response to the request in the attachment must be mailed to the following two (2) addressees:

Ms. Christine McCulloch
Office of Regional Counsel, Room 400
U.S. Environmental Protection
Agency - Region II
26 Federal Plaza
New York, New York 10278

Mr. James Sullivan
NJ/Caribbean Compliance Section
Hazardous Waste Compliance Branch
Air and Waste Management Division
U.S. Environmental Protection
Agency - Region II
26 Federal Plaza
New York, New York 10278

You may, if you so desire, assert a business confidentiality claim covering all or part of the information herein requested. The claim may be asserted by placing on (or attaching to) the information at the time it is submitted, a cover sheet, stamped or typed with the legend, or other suitable form of notice, such as "trade secret," "proprietary," or "company confidential." The claim should set forth the information requested in 40 C.F.R. § 2.204(e)(4). Information covered by such a claim will be disclosed by EPA only to the extent permitted by, and by means of procedures set forth in, 40 C.F.R. Part 2. EPA will review the information to determine the extent of confidentiality of such information and may, at its discretion challenge the confidentiality claim pursuant to the procedure set forth at 40 C.F.R. Part 2. If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you.

This information request is not subject to the requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. Section 3501 et seq.

Failure to respond in full to this requirement is a violation of RCRA and may result in federal enforcement action pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928.

If you have any questions about this letter, please call Mr. James Sullivan at (212) 264-6150. Notice that all inquiries from attorneys must be directed to Ms. McCulloch of the Office of Regional Counsel at (212) 264-5687.

Sincerely yours,

Original signed by
Conrad Simon

Conrad Simon, Director
Air & Waste Management Division

Attachments

bcc: Jim Sullivan, 2AWM-HWC (w/atts.)
Joseph Clore, 2OPM-ISS (w/atts.)
Christine McCulloch, 2ORC-AWTS (w/atts.)

ATTACHMENT I

The purpose of the following questions and requests is to obtain a precise understanding of the Central Steel Drum Company's reuse of the abrasive utilized to remove paint from the exterior of drums undergoing reconditioning at the facility. This abrasive after use is then referred to by the company as Blaster Dust. The questions and requests are as follows:

- 1)
 - a) Please provide copies of any waste analysis results of the facility's Blaster Dust.
 - b) Indicate where in the process the sample was collected and the date of collection.
- 2) Describe, in detail, the facility's reuse and management of Blaster Dust. Be certain to indicate when the current reuse procedures were instituted and what modifications they have undergone since their inception.
- 3)
 - a) Prior to the reuse of Blaster Dust, is there any reprocessing of the dust that is required, such as the separation of steel shot and paint chips?
 - b) If there is reprocessing, please indicate what equipment and/or what procedures are employed to accomplish this reprocessing.
 - c) If the reprocessing generates any residuals, how are the residuals managed?
- 4) What is the criteria used by Central Steel Drum to determine that the Blaster Dust is no longer suitable for reuse?
- 5)
 - a) Since 1990, indicate the number or times that Blaster Dust was determined to be no longer fit for reuse?
 - b) For each of these times, indicate the amount of Blaster Dust that could no longer be reused and the approximate dates these determinations were made.
 - c) How was this unusable Blaster Dust managed?
- 6) From 1990 until the present, please provide documentation of any purchases of the steel shot or any other grit used to remove paint from the exterior of drums. This documentation should indicate the date and amount of each purchase.
- 7)
 - a) Indicate the quantity of Blaster Dust currently being stored at the Central Steel Drum facility.

- b) Indicate the type of container which the Blaster Dust is being stored in.
- 8) a) Has any Blaster Dust been shipped off-site since July 9, 1993?
- b) If so, please provide the hazardous waste manifest or shipping papers associated with such a shipment.
- 9) a) Has Central Steel Drum received containers with greater than 1" of residue?
- b) If Central Steel Drum has accepted containers with greater than 1" of residue, what does Central Steel Drum do with the containers (e.g., store the containers; immediately send containers back to where they came from; forward the containers on to a TSD; etc)?
- c) If Central Steel Drum does not return the container with greater than an 1" of residue immediately, how long is the container stored at Central Steel Drum before its is shipped off-site?
- d) If the containers with greater than 1" of residue are stored at Central Steel Drum, describe how the containers are stored?
- e) Does Central Steel Drum, before it returns the containers with greater than one 1" of residue or ships such containers to another facility, determine if the material in the container is a hazardous waste?
- f) Provide the hazardous waste manifests, bills of lading or equivalent shipping papers used when shipping drums which were received from customers containing greater than one inch of residue back to the customer or another facility.
- g) Provide any other reports or notices, not specified in question 9(f), that may be required by law if a container with greater than 1" of residue is determined to be a hazardous waste.

ATTACHMENT II

INSTRUCTIONS AND DEFINITIONS

In responding to this Request for Information, apply the following instructions and definitions:

1. The signatory should be an officer or agent who is authorized to respond on behalf of the company or facility. The Signatory must complete and return the attached Certification of Answers to Responses to Request for Information.
2. A complete response must be made to each individual question in this request for information. Identify each answer with the number of the question to which it is addressed.
3. In preparing your response to each question, consult with all present and former employees and agents of the company or facility who you have reason to believe may be familiar with the matter to which the question pertains.
4. In answering each question, identify all contributing sources of information.
5. If you are unable to answer a question in a detailed and complete manner or if you are unable to provide any of the information or documents requested, indicate the reason for your inability to do so. If you have reason to believe that there is an individual who may be able to provide more detail or documentation in response to any question, state that person's name and last known address and phone number and the reasons for your belief.
6. If you cannot provide a precise answer to any question, please approximate and state the reason for your inability to be specific.
7. For each document produced in response to this Request for Information, indicate on the document or in some other reasonable manner, the number of the question to which it applies.
8. If anything is deleted from a document produced in response to this Request for Information, state the reason for and the subject matter of the deletion.
9. If a document is requested but is not available, state the reason for its unavailability. In addition, identify any such document by author, date, subject matter, number of pages, and all recipients and their addresses.

10. The company and/or facility for the purposes of this Request for Information is Central Steel Drum Company, 704 Doremus Avenue, Newark, New Jersey (NJD011482577).
11. A generator of hazardous waste for the purposes of this Request for Information shall be defined as any person (which includes this facility), by site, whose act or process produces hazardous waste or whose act first causes a hazardous waste to become subject to regulation.
12. Hazardous waste shall be defined for the purposes of this Request for Information as that term is defined in Section 1004(5) of RCRA, as amended, 42 U.S.C. § 6903(5) and in 40 C.F.R. § 261.3.
13. Manage shall be defined for the purposes of this Request for Information as a market, generate, treat, store, dispose or otherwise use.
14. Hazardous Constituents shall be defined as those substances listed in 40 C.F.R. Part 261 Appendix VIII.
15. The term Solid Waste Management Unit (SWMU) applies to any landfill, surface impoundment, land application area, waste pile, incinerator, tank, injection well, transfer station, waste recycling operation, tank or container storage area that currently or formerly was used to manage a solid waste.

CERTIFICATION OF ANSWERS TO RESPONSES TO REQUEST FOR INFORMATION

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, that the submitted information is true, accurate and complete, and that all documents submitted herewith are complete and authentic, unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

NAME (print or type)

TITLE (print or type)

SIGNATURE

DATE